

TOXIC SUBSTANCES CONTROL ACT (TSCA)

12-33. Accreditation of Training Programs under Section 404

1. AUTHORITY. In States or Indian Country without authorized Accreditation and Certification Programs under Section 404 of the Toxic Substances Control Act (TSCA), the authority:

a. To grant or deny accreditation or reaccreditation to training programs offering courses in any of the following disciplines: lead inspector, lead risk assessor, lead supervisor, lead project designer, or lead abatement worker [40 C.F.R. § 745.225];

b. To grant or deny accreditation or reaccreditation to training programs offering courses in either of the following disciplines: renovator or dust sampling technician [40 C.F.R. § 745.225].

c. To suspend, revoke, or modify accreditation of training programs if the training program, training manager, or other person with supervisory authority over the training program commits any of the acts identified in 40 C.F.R. § 745.225(g).

2. TO WHOM DELEGATED. The authority in 1., including the authority to perform those specific functions listed in 1.a., 1.b. and 1.c., are delegated to the Director, Land and Chemicals Division (LCD), and the Associate Director, Office of Toxics and Pesticides, LCD.

3. LIMITATIONS.

a. The delegates must consult with the Assistant Administrator for Prevention, Pesticides, and Toxic Substances, unless and until such concurrence requirement is waived by memorandum, before exercising the authority in 1.b., above.

4. REDELEGATION AUTHORITY. This authority may be redelegated, without formal amendment, to the Toxics Program Branch Chief, Office of Toxics and Pesticides, LCD.

5. ADDITIONAL REFERENCES.

a. See delegation 12-33 (1200 TN 432; 11/24/2009) in EPA's "Delegations Manual"

b. The Housing and Community Development Act of 1992, Title , the Residential Lead-Based paint Hazard Reduction Act of 1992 which amends the Toxic Substances Control Act (15 U.S.C. 2601) by adding Title IV – Lead Exposure Reduction.

c. TSCA, Title IV, §§ 402, 404.

d. 40 C.F.R. Part 745.

6. SUPERSESSION. Delegations Manual, TSCA, Regional Temporary Redlegation Related to the Accreditation of Renovation Training Providers Under the 2008 Lead Renovation, Repair, and Painting (RRP) Rule, 1200 TN RIII-175 (August 3, 2009).

Date: 4/20/10

/s/ William C. Early
Shawn M. Garvin
Regional Administrator